

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC.,
PELVIC REPAIR SYSTEM PRODUCTS
LIABILITY LITIGATION

MDL No. 2327

THIS DOCUMENT RELATES TO

ETHICON WAVE 8 CASES LISTED IN EXHIBIT A

**NOTICE OF ADOPTION OF PRIOR DAUBERT MOTION TO EXCLUDE
PEGGY PENCE, PH.D**

Defendant Boston Scientific Corporation adopts and incorporates by reference its prior *Daubert* motion to exclude the opinions of Peggy Pence, Ph.D., and memorandum in support. Boston Scientific Corp., Pelvic Repair Systems Product Liability Litigation MDL No 2326 [ECF No. 4815]. Boston Scientific respectfully requests that the Court exclude Peggy Pence, Ph.D.'s testimony, for the reasons expressed in the incorporated briefing This notice applies to the Ethicon Wave 8 cases identified in **Exhibit A**.

Dated: October 19, 2018

Respectfully submitted,

By: /s/ Eric M. Anielak

Jon A. Strongman

Eric M. Anielak

SHOOK, HARDY & BACON L.L.P.

2555 Grand Boulevard

Kansas City, Missouri 64108

Telephone: 816.474.6550

Facsimile: 816.421.5547

jstrongman@shb.com

eanielak@shb.com

**ATTORNEYS FOR DEFENDANT
BOSTON SCIENTIFIC CORPORATION**

CERTIFICATE OF SERVICE

I hereby certify that on October 18, 2018, I caused the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

Dated: October 18, 2018

Respectfully submitted,

/s/ Eric M. Anielak

Eric M. Anielak

**ATTORNEY FOR DEFENDANT
BOSTON SCIENTIFIC CORPORATION**